

ANDREW L. PACKARD (State Bar No. 168690)
WILLIAM N. CARLON (State Bar No. 305739)
LAW OFFICES OF ANDREW L. PACKARD
245 Kentucky Street, Suite B3
Petaluma, CA 94952
Tel: (707) 782-4060
Fax: (707) 782-4062
andrew@packardlawoffices.com
wncarlon@packardlawoffices.com

WILLIAM VERICK (State Bar No. 140972)
KLAMATH ENVIRONMENTAL LAW CENTER
1125 16th Street, Suite 204
Arcata, CA 95521
Tel: (707) 630-5061
Fax: (707) 630-5064
Email: wverick@igc.org

J. KIRK BOYD (State Bar No. 122759)
LAW OFFICE OF JOHN KIRK BOYD
548 Market St., Suite 1300
San Francisco, CA 94104-5401
Tel: (415) 440-2500
jkb@drjkb.com

Attorneys for Plaintiff
CALIFORNIA SPORTFISHING
PROTECTION ALLIANCE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CALIFORNIA SPORTFISHING
PROTECTION ALLIANCE,

Plaintiff,

v.

PACIFIC BELL TELEPHONE COMPANY,

Defendant.

CASE NO. 2:21-cv-00073-MCE-JDP

**PLAINTIFF'S NON-OPPOSITION TO
DEFENDANT'S NOTICE OF
ELECTION TO VACATE CONSENT
DECREE**

Hon. Jeremy D. Peterson

Courtroom 9

1 Defendant now seeks to terminate the Consent Decree allegedly because no agreement
2 was reached as to when their cables containing lead would be removed from Lake Tahoe. The
3 facts show, however, that an agreement was reached to commence removing the cables on
4 September 6, 2023, therefore, the proposed termination is in violation of the Consent Decree.
5

6 Still, environmental harm continues while the cables are in the lake with 139,000 pounds
7 of leaching lead. Plaintiff does not wish to get bogged down in litigation of the Consent Decree
8 and will focus on prevailing on the merits. Let science be the guide to the resolution of this
9 matter.

10 Respectfully submitted,

LAW OFFICE OF JOHN KIRK BOYD

11
12
13 DATED: July 31, 2023

By: /S/ J. Kirk Boyd

JOHN KIRK BOYD

14 Attorneys for Plaintiff
15 CALIFORNIA SPORTFISHING
16 PROTECTION ALLIANCE
17
18
19
20
21
22
23
24
25
26
27
28